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DFT, INC., d/b/a THE CANNON MANAGEMENT  
COMPANY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

COPPER SANDS HOMEOWNERS  
ASSOCIATION, INC., a Nevada non-profit  
corporation; MARCIA JARRETT; CHARLES  
WOOD; RICHARD DRESSLER; RICHARD  
EMANUEL; PAUL DOYLE; ARLENE  
MARENTIC; BOJAN NENADIC; EVERETT F.  
CROXSON; MYRA SCHULTZ; STEVEN  
GAZZA; MILORAD JAGROVIC; DAVID G.  
FERGUSON; JANE SOO HOO LUI; XUI YI  
QIU; DORON GERBY; CATALIN NISTOR;  
and HILARY GARBER, on their own behalf and  
on behalf of all others similarly situated; and  
POE HOMEOWNERS 1-2000,

Plaintiffs,

vs.

COPPER SANDS REALTY, LLC, a Delaware  
limited liability company; ROBERT COLUCCI,  
an individual; DARIO DELUCA, an individual,  
a/k/a DARIO DE LUCA; CBC INVESTMENTS,  
INC., a Nevada corporation; JIM CERRONE, an  
individual; COMPLEX SOLUTIONS, LIMITED,  
a Nevada limited liability company; COPPER  
SANDS INVESTORS LP, a Nevada limited  
partnership; COUNTRYWIDE HOME LOANS,  
INC., a New York Corporation; CS  
CONSULTING SERVICE, LLC, a Nevada  
limited liability company; TERESA CUSHMAN,

) Case No.: 2:10-cv-00510-GMN-LRL  
)  
) **DEFENDANT CANNON**  
) **MANAGEMENT GROUP'S REQUEST**  
) **FOR EXTENSION FOR DEADLINE TO**  
) **RESPOND TO DEVELOPER'S**  
) **EMERGENCY MOTION FOR GOOD**  
) **FAITH SETTLEMENT**

1 an individual; RENATO DELUCA, an )  
 individual, a/k/a RAY DELUCA and RAY DE )  
 2 LUCA; DFT, INC., a California corporation, )  
 d/b/a THE CANNON MANAGEMENT )  
 3 COMPANY; SHAWN HEYL, an individual; )  
 LYNDA HOANG, an individual; IRWIN )  
 4 MORTGAGE CORPORATION, an Indiana )  
 corporation; BRENT JONES, an individual; )  
 5 BRENT JONES SERVICES, INC., a Nevada )  
 corporation; MANIETTA ELECTRIC, INC., a )  
 6 California corporation, MORTGAGE LOAN )  
 SPECIALISTS, INC., a California corporation; )  
 7 PACIFICA ENTERPRISES HOLDINGS LP, a )  
 California limited partnership; PACIFICA )  
 8 ENTERPRISES, INC., a California corporation, )  
 PACIFICA ENTERPRISES LLC, a Nevada )  
 9 limited liability company; PACIFICA )  
 MARKETING SERVICES, LLC, a Nevada )  
 10 limited liability company; PACIFICA )  
 MARKETING SERVICES, LLC, a Nevada )  
 11 limited liability company d/b/a "CONDO )  
 CLUB", "CONDO CLUB LAS VEGAS", and )  
 12 "CONDO CLUB - LAS VEGAS"; PACIFICA )  
 REAL ESTATE INVESTMENTS, INC., a )  
 13 California corporation; PACIFICA REAL )  
 ESTATE SERVICES, INC., a California )  
 14 corporation; PLASTER DEVELOPMENT )  
 COMPANY, INC., a Nevada corporation, d/b/a )  
 15 "SIGNATURE HOMES" and "SIGNATURE )  
 HOMES, INC."; PREMIER COMMUNITIES, )  
 16 INC., a Nevada corporation; PREMIER )  
 FINANCIAL, LLC, a California limited liability )  
 17 company; PREMIER REALTY SERVICES, )  
 INC., a California corporation; PREMIER )  
 18 RESIDENTIAL, INC., a California corporation; )  
 VIMARK RE ENTERPRISES LLC, a California )  
 19 limited liability company; DOES 1-100; )  
 inclusive; ROE CORPORATIONS 1-100, )  
 20 inclusive; ROE BUSINESS ENTITIES 1-100, )  
 inclusive; and ROE GOVERNMENTAL )  
 21 ENTITIES 1-20, inclusive , )  
 )  
 22 Defendants. )  
 )  
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24 COMES NOW The Cannon Management Group by and through its attorneys of record,  
 25 Peter C. Brown, Esq. and Karen M. Baytosh, Esq. of the Law Firm of Bremer Whyte Brown and  
 26 O'Meara and hereby request that the Court grant an extension in time to respond to Copper Sands  
 27 Realty, LLC, Robert Colucci, Dario De Luca, Copper Sands Investors, LP, Renato De Luca,  
 28 Pacifica Enterprises Holdings, LP, Pacifica Enterprises, Inc., Pacifica Enterprises, LLC, Pacifica

Real Estate Investments, Inc., Pacifica Real Estate Services, Inc., and Vimark RE Enterprises, LLC (collectively, **CSR**), Motion for Good Faith Settlement (*See Doc #441*). This Request is based upon the attached memorandum of points and authorities, and the filed pleadings and papers.

## MEMORANDUM OF POINTS AND AUTHORITIES

### I.

#### STANDARD OF REVIEW

This request is made pursuant to FRCP 6(1)(b) which states that:

- (1) *In General.* When an act may or must be done within a specified time, the court may, for good cause, extend the time:
  - (A) with or without motion or notice if the court acts, or if a request is made, before the original time or its extension expires; or

The basis for this Request is as follows:

1. CSR filed an emergency motion for determination of good faith settlement on April 6, 2012 (*See Doc #441*);
2. The Court set a briefing schedule, which made responses to the motion due on April 13, 2012 and replies in support of the motion due on April 20, 2012 (*See Doc #443*);
3. On April 11, 2012, CSR stipulated with Countrywide Home Loans ("Countrywide") to extend Countrywide's deadline for filing a response from April 13, 2012 until April 20, 2012. (*See Doc #446*). CSR's Reply in Support deadline was moved from April 20, 2012 until May 4, 2012. *Id.* This Stipulation was approved by the Court on April 12, 2012. (*See Doc #451*).
4. On April 12, 2012, the Court issued its Minute Order (*See Doc #452*) wherein the Court Ordered that the May 4, 2012 Mandatory Settlement Conference ("MSC") is going forward. The Court further Ordered that the pending Motions (#304 & #353) were held in abeyance until the completion of the May 4, 2012 MSC.
5. At the time of the filing of this Request, CSR has not provided Cannon Management with the same courtesy it afforded Countrywide.
6. Cannon Management respectfully requests that it be given the same deadline as other parties in this litigation.

1           7.       This Request is made in good faith and not for the purposes of delay. Cannon  
2 Management respectfully requests that the deadline for its Response to CSR's Motion for Good  
3 Faith be extended until May 4, 2012 in hopes that matter can be globally resolved prior to filing  
4 any substantive objections to CSR's Motion for Good Faith Settlement.

5 Dated: April 13, 2012

BREMER WHYTE BROWN & O'MEARA LLP

6 By: 

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12 Las Vegas, NV 89128  
13 Attorneys for Defendant  
14 THE CANNON MANAGEMENT  
15 COMPANY

16 **IT IS SO ORDERED** this 13th day of April, 2012.

17   
18 \_\_\_\_\_  
19 Gloria M. Navarro  
20 United States District Judge  
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